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TOWNSEND and TOWNSEND and CREW LLP

By

*Linda Shaffer*

PATENT

Attorney Docket No. 016303-007510

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Phalgun B. Joshi, *et al.*

Application No.: 09/295,925

Filed: April 21, 1999

For: COMBINATION THERAPY USING  
NUCLEIC ACIDS AND RADIO  
THERAPY

Examiner: J. Woitach

Art Unit: 1632

RESPONSE TO RESTRICTION  
REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the restriction requirement mailed February 9, 2000, Applicants elect to prosecute Group I, claims 1-12, drawn to a method of transforming cells by synchronization with electromagnetic radiation.

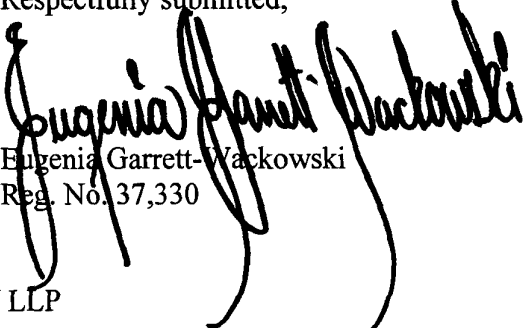
The foregoing election is made with traverse as the three groups set out by the Examiner all stem from a common concept and theory and are thus related. As such, prosecution of the claims of Groups I-III would not place a substantially greater burden on the Examiner. Accordingly, Applicants respectfully request the Examiner to withdraw the Restriction Requirement and to consider claims 1-45 together.

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PATENT

If the Examiner has any questions regarding Applicants' election, or if the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (415) 576-0200.

Respectfully submitted,



Eugenia Garrett-Wackowski  
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